

**United States Bankruptcy Court
District of Massachusetts
Eastern Division**

In Re:)	
)	
Debra Jean Silva, Debtor)	Chapter 7 Case No. 09-19222-WCH
)	
Sovereign Bank, Plaintiff)	
)	
v.)	
)	
Robert B. Our Co., Inc., Rockland Trust Company, Edward E. Veara, Hallsmith-Sysco Food Services, LLC, Royal Bank America Leasing, John F. Noons, Inc., The Commonwealth of Massachusetts, Nickerson Lumber Company, Cape Tip Seafood, Inc., Timepayment Corp. 85-87 Shankpainter Road, LLC, Clement A. Silva, individually and as Trustee of the ClemDeb Realty Trust, Debra J. Silva, as Trustee of the ClemDeb Realty Trust, and Stephen E. Shamban, as Chapter 7 Trustee, Defendants)	Adversary Proceedings Case No. 10-01205
)	

**Robert B. Our Co., Inc.'s Motion to Allow Late Filing of Answer to
Cross-Claim**

Defendant Robert B. Our Co., Inc. respectfully requests that the Court allow it to file a late answer to Stephen E. Shamban, Chapter 7 Trustee's cross-claim.

Although the cross-claim was served on October 4, 2010, due to the inadvertence of

William J. Shamban

counsel, the defendant did not timely respond. As set forth in the attached, proposed answer, the defendant has several meritorious defenses to the cross-claim.

(Proposed Answer, Exhibit A at 4–5.) It would be inequitable if the defendant were prevented from responding to the cross-claim.

Respectfully submitted,
Robert B. Our Co., Inc.
By its attorneys,

/s/ Brian Widegren

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Dated: October 29, 2010

Certificate of Service

I hereby certify that that I have this date caused a copy of the following documents to be electronically transmitted to the following persons:

Document: Defendant Robert B. Our Co., Inc.'s
Motion to Allow Late Filing of
Answer to Cross-Claim

Persons Served: Jessica Murphy, Esq.
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Dated: October 29, 2010

/s/ Brian Widegren

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Certificate of Service

I, Frank J. Shealey, certify that I have this 29th day of October, 2010, served a copy of Defendant Robert B. Our Co., Inc.'s Motion to Allow Late Filing of Answer to Cross-Claim on the parties or persons listed below, by mail, postage pre-paid, as indicated below.

/s/ Frank J. Shealey

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